

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

Plaintiff,

v.

THE M/Y *AMADEA*, A MOTOR YACHT
BEARING INTERNATIONAL MARITIME
ORGANIZATION NO. 1012531, INCLUDING
ALL FIXTURES, FITTINGS, MANUALS,
STOCKS, STORES, INVENTORIES, AND
EACH LIFEBOAT, TENDER, AND OTHER
APPURTENANCE THERETO,

Defendant-*In-Rem*,

and

EDUARD YURIEVICH KHUDAINATOV,
MILLEMARIN INVESTMENTS LTD.,

Claimants.

Case No. 1:23-cv-09304

The Honorable Dale E. Ho

**DECLARATION OF ADAM C. FORD IN SUPPORT OF CLAIMANTS'
OPPOSITION TO PLAINTIFF'S MOTION FOR INTERLOCUTORY SALE**

I, Adam C. Ford of Ford O'Brien Landy LLP, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am an attorney duly licensed to practice in the State of New York. I am a partner with the law firm Ford O'Brien Landy LLP, counsel for Claimants Eduard Yurievich Khudainatov and Millemarin Investments Ltd. in the above-captioned matter.

2. I respectfully submit this declaration in support of Claimants' Opposition to Plaintiff's Motion for Interlocutory Sale. I have personal knowledge of the facts below and, if called as a witness, I could testify competently thereto.

3. Attached hereto as **Exhibit A** is a true and correct copy of the Memorandum and Order in the matter of *United States v. Cabasso*, No. 19-CR-582 (DRH) (E.D.N.Y. Apr. 6, 2021), ECF #187.

4. Attached hereto as **Exhibit B** is a true and accurate copy of the Affidavit in Support of an Application for a Seizure Warrant signed by Timothy J. Bergen dated April 13, 2022, in the case captioned *In the Matter of the Seizure of THE MOTOR YACHT AMADEA, WITH INTERATIONAL MARITIME ORGANIZATION NUMBER 1012531*, Case No. 22-sz-9 in the United States District Court for the District of Columbia.

5. Attached hereto as **Exhibit C** is a true and accurate copy of an affidavit of a former captain of the Amadea that was filed in the matter captioned *Between The Director of Public Prosecutions, and Suleiman Abusaidovich Kerimov, and Millemarin Investment Ltd.*, Civil Action HMB NO. 57 of 2022, on May 2, 2022 in the High Court of Fiji at Suva.

6. Attached hereto as **Exhibit D** is a true and accurate copy of an affidavit of a former chief engineer of the Amadea that was filed in the matter captioned *Between The Director of Public Prosecutions, and Suleiman Abusaidovich Kerimov, and Millemarin Investment Ltd.*, Civil Action HMB NO. 57 of 2022, on May 2, 2022 in the High Court of Fiji at Suva.

7. Attached hereto as **Exhibit E** is a true and accurate copy of the relevant portion of the docket sheet for *United States v. M/Y Galactica Star*, No. 4:17-cv-02166 (S.D. Tex. March 20, 2019).

8. Attached hereto as **Exhibit F** is a true and accurate copy of the Affidavit of Timothy J. Bergen that was filed in the matter captioned *Between The Director of Public*

Prosecutions, and Suleiman Abusaidovich Kerimov, and Millemarin Investment Ltd., Civil
Action HMB NO. 57 of 2022, on or about April 22, 2022 in the High Court of Fiji at Suva.

Dated: February 23, 2024
New York, NY

Respectfully submitted,

FORD O'BRIEN LANDY LLP

By: /s/ Adam C. Ford
275 Madison Avenue, 24th Floor
New York, NY 10016
Tel.: (212) 858-0040 (main)
Fax: (212) 256-1047
aford@fordobrien.com

Attorney for Claimants